

**LEGISLATIVE SERVICES AGENCY
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

200 W. Washington, Suite 301
Indianapolis, IN 46204
(317) 233-0696
<http://www.in.gov/legislative>

FISCAL IMPACT STATEMENT

LS 7826

BILL NUMBER: HB 1935

NOTE PREPARED: Feb 26, 2003

BILL AMENDED: Feb 25, 2003

SUBJECT: Various Public Records Matters.

FIRST AUTHOR: Rep. Oxley

FIRST SPONSOR:

BILL STATUS: CR Adopted - 1st House

FUNDS AFFECTED: X GENERAL
DEDICATED
FEDERAL

IMPACT: State

Summary of Legislation: This bill makes various changes in the laws concerning access to public records and the collection and protection of personal information.

Effective Date: July 1, 2003.

Explanation of State Expenditures: *Limited Criminal History Checks:* Under current law, agencies are charged \$7 for a copy of a limited criminal history check and \$3 to view the history on-line. This bill will prohibit the State Police from charging state agencies a fee for a limited criminal history background check if the request is made using Access Indiana.

State Police: This bill could require the State Police to perform additional background checks. It is presumed that any additional costs incurred by the State Police as a result of this bill will be covered using existing staff and resources.

Explanation of State Revenues: *State Police:* This bill would prohibit the State Police from charging for a limited criminal history check if the request is made by a state agency through Access Indiana. Under current law, agencies are charged \$7 for a copy of a limited criminal history check and \$3 to view the history on-line.

The bill also allows the State Police to use an applicant's fingerprints to help determine the applicant's suitability for certain employment with the state that involves contact with, care of, or supervision of minors. The State Police may also use fingerprints for determining identification in a request for a teacher's license. The Department may charge the applicants a fee to help defray its costs. The current state fee for a

fingerprint check is \$10. Revenue from these types of background checks is deposited in the state General Fund.

Explanation of Local Expenditures:

Explanation of Local Revenues:

State Agencies Affected: All; Bodies Corporate and Politic; Professional Standards Board; State Police; State Personnel Office; Bureau of Motor Vehicles; State Department of Health; Public Access Counselor.

Local Agencies Affected: Public schools.

Information Sources:

Fiscal Analyst: John Parkey, 317-232-9854